

REPUBLIC OF KENYA
COUNTY ASSEMBLY OF MACHAKOS
OFFICIAL REPORT

Wednesday, 15th November, 2023

The House met at 11.09 a.m.

[The Speaker (Hon. (Mrs.) Kiusya) in the Chair]

PRAYERS

PAPERS LAID
VARIOUS PAPERS

Hon. Speaker: May I invite Hon. Nicholas Nzioka the Majority Leader to proceed and lay Papers after which Hon. Stephen Mwanthi will proceed and lay another Paper; you are most welcome. Hon. Minority Leader, proceed.

Hon. Francis Ngunga (Mua, MCCC): Point of order.

Hon. Speaker: Point of Order taken. Hon. Minority Leader, have a seat.

Hon. Francis Ngunga (Mua, MCCC): Thank you, Madam Speaker. I want to seek your direction on whether in the absence of the Majority Leader who is supposed to lay a Paper, whether instead it is actually the Minority Leader who is supposed to take that position because that is a guidance that must be given, otherwise we are likely to involve ourselves in some sort of conflict. Thank you, Madam Speaker,

Hon. Speaker: Let me seek some guidance, you may have a seat Hon. Minority Leader. Hon. Members, I have been guided that, there has been a presence that has been set that whenever the Majority is there and there is something or business of the House he is attending, the Deputy Majority Leader takes over but where he has directed and delegated a particular Member, which is the case in this matter he appointed or he delegated to the Minority Leader then the one who has been delegated to will take precedence so at this point I allow the Minority Leader to proceed.

Hon. Francis Ngunga (Mua, MCCC): Hon. Speaker, I think as a ranking Member, I think I need some hearing here because I think while you are referring to that precedence, the House Standing Order takes precedence and Madam Speaker I wish it was possible for the Chair to quote the Standing Order that directs that the Leader of Minority would take place. The House is very clear, Madam Speaker, in this case. We have the Majority side and Minority side. The roles are very clear; the roles of the Majority and Minority are very clear.

Hon. Stephen Mwanthi (Ekalakala, WDM-K): Point of Information, Madam Speaker.

Hon. Francis Ngunga (Mua, MCCC): Madam Speaker, this is my matter please give me protection. I am saying the roles that are there are very distinct; the role of this House is very clear and the role of this House is here. One of it is that the Minority Leader is here on behalf of the Minority side.

Hon. Speaker: Allow him to finish.

Hon. Francis Ngunga (Mua, MCCC): Please, Deputy Speaker, you are a ranking Member, give me time. Let me say this. Madam Speaker, I ask this question itself out of the House so that we can at least have a sober discussion here. This is not political; this is a matter of procedure. I am asking Madam Speaker, this House is divided into two; we have the Majority side and the Minority side. The Majority side chairs the House Business Committee and in the absence of the Majority Leader the Minority Leader is delegated and that is why we are paying them.

How, therefore Madam Speaker, would you be able to chair and say that the Majority Leader is delegating his roles to the Minority Leader? This Member has his clear functions and it is this moment that Madam Speaker, I think the Minority side has been misused for a very long time. It is wrong for the Minority Leader to come and start to perform work for Majority side. Let the Majority side take responsibility and they have more slots in the House Business Committee. If the Majority Leader is not there, the Deputy is there, if the Deputy is not there, there is already a Member that is sitting there.

Hon. Stephen Mwanthi (Ekalakala, EDM-K): Point of Information, Madam Speaker.

Hon. Speaker: Hon. Ngunga, I hear you.

Hon. Francis Ngunga (Mua, MCCC): Madam Speaker, kindly and I am saying this as a ranking member, as a Father of this House.

Hon. Speaker: You have made your point. Please have a seat.

Hon. Francis Ngunga (Mua, MCCC): Thank you and this we must debate honestly speaking, otherwise you are killing this House. Time has come that the truth must be said and I would stand for the truth. The Minority Leader cannot purport---

Hon. Speaker: Hon. Ngunga, I have said you have made your point, have a seat. This is a matter I had made a ruling and it cannot be opened again so therefore because I gave a ruling saying that---

Hon. Francis Ngunga (Mua, MCCC): I have said the House has heard me and it has not heard me in vain; I think corrections will come. Thank you, Madam Speaker; with a lot of respect, Madam Speaker by the way, and I am saying this as a scholar.

Hon. Speaker: Do not be defiant, Hon. Ngunga. I had made a ruling on that matter and I had said Hon. Minority Leader, proceed.

Hon. Mbili Ndawa (Matuu, MCCP): Thank you, Madam Speaker, for that brilliant ruling. Before I lay the Papers on the Table, I just want to inform my colleague Hon. Ngunga, that I am only tabling on behalf of Hon. Ngondi and any Member can be delegated to transact the business and the business we transact in this Assembly is not personal; it is issue concerning our County.

(Applause)

Hon. Speaker I wish to lay the following Papers on the Table of the Assembly today Wednesday 15th November, 2023.

1. Machakos County Public Market and Stalls Regulations, 2023
2. Departmental Implementation report for the department of public health for the financial year 2022/23.
3. 1st quarter County Receiver of Revenue financial statement for the financial year 2023/24.
4. County Consolidated Annual statement for financial year 2022/23.
5. 1st quarter County Receiver of Fund financial statement for financial year 2023/24
6. 1st quarter County Executive financial statements for the financial year 2023/24

Thank you, Hon. Speaker.

Hon. Speaker: Thank you very much, Hon. Member, and the papers are committed to the following committee:

1. Paper No. 1 that is Machakos County Public Market and Stalls Regulations, 2023 is committed to the County Delegated Legislation Committee.
2. Paper No. 2 on departmental implementation report for the department of public health for the financial year 2022/23, is hereby committed to the Health and Emergency services committee.
3. Paper No. 3 on 1st quarter County Receiver of Revenue financial statement for the financial year 2023/24 is hereby committed to the Finance and Revenue Collection Committee.
4. Paper No. 4 which is County Consolidated Annual financial statement for financial year 2022/2023 it is committed to the finance and revenue collection committee.
5. Paper No. 5 which is first quarter county receiver fund financial statement for financial year 2023/2024 is committed to the finance and revenue collection committee.
6. The sixth Paper which is first quarter county executive financial statement for financial year 2023/2024 is committed to the finance and revenue collection committee. Thank you, Hon. Members.

May I at this point call upon Hon. Stephen Mwanthi vice chairperson committee on appointments to proceed and lay another Paper?

VETTING OF NOMINEE FOR APPOINTMENT TO THE POSITION
OF MEMBER OF THE COUNTY PUBLIC SERVICE BOARD OF MACHAKOS

Hon. Stephen Mwanthi (Ekalakala, WDM-K): Thank you, Hon. Speaker. Hon. Speaker, I wish to lay the following Papers on the Table of the Assembly today Wednesday, 15th November, 2023: the Fourth Report of the Committee on Appointments of the third Assembly on the vetting of nominee for appointment to the position of member of the County Public Service Board of Machakos.

(The Papers were laid on the Table)

Hon. Speaker: Thank you, Hon. Member.

NOTICES OF MOTIONS

VETTING OF NOMINEE FOR APPOINTMENT TO THE POSITION
OF MEMBER OF THE COUNTY PUBLIC SERVICE BOARD OF MACHAKOS

Hon. Speaker: May I at this point call upon Hon. Stephen Mwanthi, first Chairperson, Committee on Appointment to come forward and give a notice after which Hon. Francis Ngunga will come forward as well and give another notice. Thank you.

Hon. Stephen Mwanthi (Ekalakala, WDM-K): Thank you, Madam Speaker. I am giving the notice of motion Madam Speaker, although I am not so happy when Madam Speaker, is here Members raising up this early in the morning to lecture this House on how ranking he is Madam Speaker, and telling us things that are not in the law. He is not quoting anywhere in the Standing Orders that he is referring to so being a ranking Member does not mean that he or she knows everything. I think the House also needs to be respected Madam Speaker, including the position of the Speaker. Madam Speaker, if we all rise and start lecturing this House I do not think, Madam Speaker, we will be heading in the right direction. Thank you, Madam Speaker, and so I will read the notice of the motion.

That aware that Section 58(1)(a) and (b) and Section 58A(7) of the County Governments Act, read together with Section 9(1) of the Public Appointments (County Assemblies Approval) Act, 2017 and Standing Order 179(6) of the County Assembly of Machakos Standing Orders; the Committee on Appointments shall consider, for approval by the Assembly, appointments of Members of County Public Service Board.

I wish to give notice of Motion THAT, Taking into consideration the findings of the Committee on Appointments in its Fourth Report on Vetting of Nominee for appointment as Member, County Public Service Board by Her Excellency, the Governor of Machakos County, laid on the Table of the House today, Wednesday, 15th November, 2023 and sections 9 of the Public Appointments (County Assemblies Approval) Act, 2017, this House approves the nomination of Mr. Christopher Mutua Mutie for appointment as Member, County Public Service Board of Machakos.

Thank you, Madam Speaker.

Hon. Speaker: Thank you very much, Hon. Member. May I now invite Hon. Francis Ngunga to come forward?

SHARING OF COUNTY PROJECTS BILL OF QUANTITIES WITH PROJECT
MANAGEMENT COMMITTEES AND MEMBERS OF COUNTY ASSEMBLY OFFICES

Hon. Francis Ngunga (Mua, MCCP): Thank you, Madam Speaker and the House at large. I would also like to take this opportunity Madam Speaker, to also take advantage of this opportunity you have given me to tell the Deputy Speaker that positions of responsibility are given and much is expected of them. As a Leader of the House Mheshimiwa Deputy Speaker, they do not lecture; they ventilate and this is how it is for so. We have a lot of pressures from where we come from and this is a House of ventilating Madam Speaker. So when we make this kind of assertions they should be taken positively. Thank you, Madam Speaker. In that spirit Madam Speaker, I wish to move the notice of motion.

That aware that one of the functions of the County Assembly is to oversight County Executives on project implementation in all County Executive departments;

Aware that Article 188 read with the Fourth Schedule of the Constitution of Kenya, 2010 clearly stipulates the functions of both National and County Governments;

Further aware that one of the functions of the government is to offer services to mwananchi through undertaking various projects;

Informed that the County Government has been undertaking such projects and further aware that the Members of County Assembly (MCAs) have had challenges in undertaking their oversight role due lack of required contract documents such as Bill of quantities (BOQ) and drawings (Architectural and Structural) and contract documents;

Informed that in each project being undertaken, there is Project Management Committee (PMC) appointed to monitor the implementation and further aware that these PMCs are supposed to be appointed by the Public in a public gathering; Cognizant that these PMCs are not usually trained to equip them with the required knowledge and skills to adequately supervise the implementation of the projects;

Aware that complaints concerning the project implementation process have been raised in most of the County department projects.

Hon. Speaker, I wish to give notice of motion THAT:

- (a) The County Executive always after preparing projects' Bill of Quantities, drawings (Architectural and Structural) and contract documents, share at all times with PMCs and respective Offices of the area MCA at the commencement of execution of all County projects;
- (b) All PMCs be appointed from within the jurisdiction of the project in a public gathering at a gazetted venue of the projects in order to enhance effective and efficient oversight and ensure value for money;
- (c) The County Executive formulates and forwards to the Assembly for approval guidelines on appointment of membership to the PMCs.

Thank you, Madam Speaker and the House at large.

Hon. Speaker. Thank you, Hon. Member.

STATEMENT
BUSINESS FOR THE HOUSE FOR 15TH NOVEMBER, 2023

Hon. Speaker: May I at this point invite the Majority Leader to come forward and make a Statement. And as it were the Minority Leader was holding his brief may proceed.

Hon. Mbili Ndawa (Matuu, MCCP): Thank you, Hon. Speaker. Before I table the Statement, our Standing Orders are very clear and I would request my colleagues and more so Hon. Ngunga to familiarize with the Standing Orders so that he does not bring chaos in the House. Hon. Speaker, once a ruling has been made by the Speaker, no Member is supposed to continue speaking. That means there is what we call disrespect and Hon. Speaker, I am saying this because if we do not follow what is on the Standing Orders---

Hon. Francis Ngunga (Mua, MCCP): Point of order. Is the Member on a point of order or laying a Paper, Madam Speaker?

Hon. Speaker: Minority Leader, proceed with the Statement.

Hon. Mbili Ndawa (Matuu, MCCP): I think the point is home.

Hon. Speaker: Thank you.

Hon. Judas Ndawa (Matuu, MCCP): Hon. Speaker, the House Business Committee met on Tuesday, 14th November, 2023 to prioritize business for the House as forwarded by Committees and Honorable Members pursuant to the provisions of the Standing Order No. 151(6)(d). The Committee balloted business as follows:

Wednesday, 15th November, 2023

Morning at 10.00 a.m.

Report of Committee on Appointments on Vetting of a Member of the County Public Service Board by Hon. Stephen Mwanthi, Vice Chairperson, Committee on Appointments

Afternoon at 2.30 p.m.

- a. Response to a Statement on Muthwani ward floodlights by Hon. Daniel Ndwiki, Chairperson, Lands and Energy Committee.
- b. Motion on provision of BOQ's, designs and contract documents for all Machakos County projects by Hon. Francis Ngunga, MCA, Mua Ward.

Thank you, Hon. Speaker.

Hon. Speaker: Thank you, Hon. Minority Leader. Let us proceed.

MOTION

VETTING OF NOMINEE FOR APPOINTMENT TO THE POSITION
OF MEMBER OF THE COUNTY PUBLIC SERVICE BOARD OF MACHAKOS

(A cellphone rung)

Hon. Speaker: Kindly, let us have that phone switched off; it is disrupting.

(Loud consultations)

May we have order in the House? At this point, I invite Hon. Stephen Mwanthi the Vice Chairperson, Committee on Appointments to come forward and move that motion.

Hon. Stephen Mwanthi (Ekalakala, WDM-K): Thank you, Madam Speaker. This is the fourth report of the committee on Appointments of the Third Assembly on the vetting of nominee for appointment to the position of a member of the County Public Service Board of Machakos. Madam Speaker, if you allow me, I will go straight to No. 3 on page---

Hon. Speaker: Introduce the motion.

Hon. Stephen Mwanthi (Ekalakala, WDM-K): Sorry, Madam Speaker.

Hon. Speaker, that aware that Section 58(1)(a) and (b) and Section 58A (7) of the County Governments Act, read together with Section 9(1) of the Public Appointments (County Assemblies Approval) Act, 2017 and Standing Order 179(6) of the County Assembly of Machakos Standing Orders, the Committee on Appointments shall consider, for approval by the Assembly, appointments of Members of County Public Service Board;

I wish to move the Motion THAT, taking into consideration the findings of the Committee on Appointments in its Fourth Report on vetting of nominee for appointment as Member, County Public Service Board by Her Excellency, the Governor of Machakos County, laid on the Table of the House today, Wednesday, 15th November, 2023 and sections 9 of the Public Appointments (County Assemblies Approval) Act, 2017, this House approves the nomination of Mr. Christopher Mutua Mutie for appointment as Member, County Public Service Board of Machakos.

I call upon Hon. Brian Kisila to second.

Hon. Speaker: Hon. Brian Kisila.

Hon. Brian Kisila (Makutano/Mwala, M CCP) seconded.

Hon. Speaker: Thank you, Hon. Brian.

(Question proposed)

I invite Members to debate this motion but before I do so, I would like to invite the mover to come forward and give us highlights and I will direct that unless it is necessary, you take us through the foreword and recommendations and then we can debate the matter. Proceed.

Hon. Stephen Mwanthi (Ekalakala, WDM-K): Thank you, Madam Speaker. I will start with the preface on page 6 on the committee membership. The Committee on Appointments as constituted by the House comprises of the following

Hon. Members:

- | | |
|---------------------------|---|
| 1. Hon. Anne Kiusya | - Speaker of County Assembly/Chairperson |
| 2. Hon. Stephen Mwanthi | - Deputy Speaker/MCA, Ekalakala Ward |
| 3. Hon. Nicholas Nzioka | - Leader of Majority Party/Machakos Central Ward |
| 4. Hon. Judas Mbili Ndawa | - Leader of Minority Party/MCA, Matuu Ward |
| 5. Hon. Jackson Ndaka | - Deputy Leader of Majority Party/MCA, Tala Ward |
| 6. Hon. Francis Kavyu | - Deputy Leader of Minority Party/MCA, Kinanie Ward |
| 7. Hon. John Brian Kisila | - MCA, Makutano/Mwala Ward |
| 8. Hon. Winfred Mutua | - MCA, Special Elect |
| 9. Hon. Francis Kitaka | - MCA, Ndalani Ward |
| 10. Hon. Peter Kilonzo | - MCA, Mbiuni Ward |

Madam Speaker, next is on background which Members can go through.

Hon. Speaker: If you could just do the foreword which is the first one.

Hon. Stephen Mwanthi (Ekalakala, WDM-K): Thank you, Madam Speaker.

Foreword

Pursuant to Section 58(1)(a) and (b) and Section 58A (7) of the County Governments Act, Her Excellency, the Governor of Machakos County nominated Christopher Mutua Mutie as Member of the County Public Service Board (CPSB) of Machakos. Notification of the nomination was conveyed to the Speaker of the County Assembly through letter Ref. GMC/OOG/068/23 dated 27th February, 2023 for the position of Member of the County Public Service Board.

On Wednesday 25th October, 2023, the Speaker of the County Assembly, pursuant to Standing Order 39(1), read the message from Her Excellency the Governor, Machakos County communicating the name of the nominee. Further, pursuant to Section 7(1) of the Public Appointments (County Assemblies Approval) Act, 2017 and Standing Order 184(4), the name of the nominee was committed to the Committee on Appointments for approval hearings and reporting to the House within 21 days.

Consequently, and in accordance with Article 196(1) of the Constitution, Section 7(5) and (10) of the Public Appointments (County Assemblies Approval) Act, 2017 and Standing Order 42(5) and (6), the Clerk of the County Assembly placed an advertisement in the print media on Friday 27th October, 2023 inviting the public to attend the approval hearings and/or submit any information or comments on suitability or otherwise for appointment of the nominee. The submissions were to be by way of sworn affidavits and delivered to the Office of the Clerk of the Assembly. By close of the submission deadline, the committee had not received any memoranda concerning the suitability of the nominee. In the same advertisement, the Clerk of

the County Assembly notified members of the public that the Committee on Appointments would conduct the approval hearings on Monday, 6th November, 2023.

The nominee appeared before the Committee as scheduled for approval hearing in accordance with the Constitution, County Governments Act, Public Appointments (County Assemblies Approval) Act, 2017 and the County Assembly of Machakos Standing Orders. Pursuant to Sections 7(8), (9) and Section 8 of the Public Appointments (County Assemblies Approval) Act, 2017, the Committee observed that the nominee met the requirements of Chapter Six of the Constitution, demonstrated knowledge on his roles, understood composition and functions of the CPSB and had the requisite qualifications.

The nominee, Mr. Christopher Mutua Mutie, scored above the pass mark of 60 per cent set by the Committee to be approved for appointment as Member of the County Public Service Board of Machakos.

Having conducted the approval hearing for the nominee pursuant to Section 58(1)(a) and (b) and Section 58A (7) of the County Governments Act, Sections 4 and 9 of the Public Appointments (County Assemblies Approval) Act, 2017 and Standing Order 184(4), the Committee recommends that the House approves the nomination of Mr. Christopher Mutua Mutie for appointment as Member, County Public Service Board by Her Excellency, the Governor of Machakos County.

The Committee is grateful to the Offices of the Speaker and the Clerk of the County Assembly for the support accorded to it during the accomplishment of this duty. I wish to express my appreciation to the Honourable Members of the Committee for their dedication and participation in this exercise.

On behalf of the Committee on Appointments and pursuant to Section 58(1)(a) and (b) and Section 58A(7) of the County Governments Act, Section 9(1) of the Public Appointments (County Assemblies Approval) Act, 2017 and Standing Order 179(6), it is now my duty and privilege to present to the House, the fourth report of the Committee on Appointments on the approval hearing of the nominee to the position of Member of the County Public Service Board of Machakos. Thank you, Madam Speaker.

Hon. Speaker: Perhaps you could just read the committee recommendations; paragraph 49 which is the last one.

Hon. Stephen Mwanthi (Ekalakala, WDM-K):
Committee recommendations

Having conducted the approval hearings for the nominee pursuant to Section 58(1)(b) and Sections 58A (7), (8) and (9) of the County Governments Act, 2012 as read together with Section 9(1) of the Public Appointments (County Assemblies Approval) Act, 2017, the Committee recommends that this House approves the nomination of Mr. Christopher Mutua Mutie for appointment as the member of the County Assembly Service Board of Machakos by Her Excellency the Governor of Machakos County. Thank you, Madam Speaker.

Hon. Speaker: Thank you very much, Hon. Member. Before I allow Members to debate this matter, I want to make some observations and remind Members this is a House of order and procedures and we must follow them to the letter. When a Member is rising on a point of order I demand that they state the Order they are relying on because that is a requirement.

(Applause)

When a Member has requested to speak or ask the Speaker to say something let them wait until the Speaker tells them to speak.

(Applause)

The fact that you have raised your hand and I have seen it trying to come into terms, to first of all remember the name and the Ward where you come from, I have realized some Members just shoot up and start talking.

Allow me to just mention your name and ask you to proceed and contribute. In that way we are going to have an orderly House. Therefore, those are the observations I have made and those are requirements of our Standing Orders; it is not my making it is contained in this book. Thank you, Members. Now let us debate this Motion exhaustively. Who is going to start us off? Hon. Felix Ngui.

Hon. Felix Ngui (Katangi, WDM-K): Thank you, Madam Speaker. Madam Speaker as I stand to support that we approve the nominee for County Public Service Board, this morning Members have been talking about seniority in this House. Madam Speaker, I wish to state that if it comes to seniority in this House, I served as a first Member of this County Assembly and I believe me and Mheshimiwa Mwonga are the most senior in this Assembly. We served in the first Assembly so when people are referring themselves as Fathers of the House, they are not. We could be called the Fathers of the House but not people who served in the Second Assembly. That was just a parting shot.

Madam Speaker, I stand here to support the Motion that has been tabled by the Deputy Speaker that we approve one Christopher Mutie to be a member for the County Public Service Board. I happen to have known Christopher Mutie for a very long time basically because we come from the same Sub-County. I have worked with him in several fields in Nairobi. Madam Speaker, one Christopher Mutie, I believe is one of the most experienced people in Machakos County.

I remember he worked as a senior manager with Kenya Commercial Bank. There he did marvelous job steering the KCB bank which used to record big profits in every financial year. I believe he is able and equal to the task for being a member of the Machakos County Public Service board.

Madam Speaker, as I support we approve the Motion I want to believe that Christopher Mutie is very experienced and he has the wisdom to lead the Machakos County Public Service Board. In this case, Madam Speaker, I support that we approve the Motion. Thank you, Madam Speaker.

Hon. Speaker: Thank you very much, Hon. Member. Hon. Mwonga, then Hon. Minority Leader after which Hon. Kavyu. Did I see your hand up? Then Hon. Paul; in that order.

Hon. Joshua Mwonga (Masinga Central, WDM-K): Thank you, Madam Speaker, for giving me this chance to contribute on the noble report which is before the House. I want to start by congratulating the Committee on Appointments for bringing a fourth report to this House. We

have committees which have never tabled any report to this House although their nature of work is different from the nature of other committees. I can see the Deputy Speaker smiling when I say that.

Madam Speaker, I do not want to go where Mheshimiwa Katangi was before he contributed about the seniority in this House. Allow me to say, if it is about seniority, I entered this Chamber in 28th February, 2008. So if it is about seniority others should not be talking about seniority but that one does not matter; what matters is that this is the third Assembly and we must perform our work as stipulated by the Constitution and the Standing Orders.

Madam Speaker, on this report, one Christopher Mutie is a person well known to me. Not echoing what Mheshimiwa Katangi has said about his experience in banking sector, actually is he one of those who made the people of Masinga, Yatta and the environs enjoy the services of Kenya Commercial Bank in Matuu. What am I trying to say Madam Speaker? In saying so I want to mean that this is the person who is equal to the task. He is equal to the task of being the CEO or the Chief Officer of the County Public Service Board of Machakos.

Madam Speaker, without so much ado and without wasting any more time, I am not suggesting any other Members should not contribute. Madam Speaker, I interacted with these Members and I know the mood of the House so let us not waste a lot of time. Let us approve this nominee so that he can be appointed by Her Excellency and start working. Thank you so much.

Hon. Speaker: Thank you very much, Hon. Member. Thank you for your contribution. Hon. Minority Leader.

Hon. Mbili Ndawa (Matuu, WDM-K): Thank you, Madam Speaker. I want also to give my sentiments on the Motion before the House. Hon. Speaker, I am a member of the Committee on Appointments and I took part in compiling this report. Hon. Speaker, the nominee we are talking about his papers spoke a lot for him. Leave alone him defending himself. He has the richest curriculum vitae (CV). If we can compare other officers in this County, I do not know whether there is one who can a match one Christopher Mutie.

Hon. Speaker, coming to one on one interrogation, he was summoned by the committee in this Chamber; he sat where I am sitting and Members were on the other side. Hon. Speaker, that gentleman has all what is required to hold that position. He is somebody who has what we call skills of expressing himself. That was one of the items we were looking. He presented himself and he satisfied the Committee on Appointments that he qualifies to hold that position.

Hon. Speaker, going by the route Hon. Mwonga is taking, we may labour a lot here and I am very sure from the look of things and by learning the mood of the House, I am very sure almost every Member here is comfortable with this nominee. I would request that since you had appointed Hon. Kavyu to speak after me, after him just put the question then we proceed with other Business. Thank you, Hon. Speaker.

Hon. Speaker: Hon. Kavyu.

Hon. Francis Kavyu (Kinanie, M CCP): Thank you, Madam Speaker. I believe that you are in a better position to dictate how this House operates. Sometimes I find it unfair once somebody has had an opportunity to contribute I do not know if there is a meter that is used to measure the mood of the House. Once somebody has an opportunity let them just contribute and

allow other Members. Madam Speaker, you are in charge you will be able to tell whether there is need for the House to continue or not.

Secondly, Madam Speaker, I think I appreciate what Hon. Mwonga has said. Being senior does not give any Member an opportunity to mislead this House or intimidate other people.

(Applause)

If you are a senior person, have something of substance that we the young or the people who recently joined this House, at least can have something to emulate and learn from because to beats logic, when once and I do not know where he has gone, when Hon Member for Mua argues to be the most senior person, but the precedent and the example that is setting, there is nothing to admire.

(Applause)

So, Madam Speaker, take charge of this House and ensure that there is order, there is a better way that we can raise our issues without having to interrupt or appear somehow to disregard the Standing Orders of this House.

On the issue before the House, I think, as a Member of the Appointments Committee, I had an opportunity to interact and also vet the member who is being vetted for the member position for the board. From experience, Mr. Christopher Mutie boasts over 15 years' experience in the both corporate and even in the business world and on that account, Madam Speaker, I support the approval for him to join and provide that wealth of experience to our board. I believe his experience will be critical in restructuring and also helping the government of Machakos County to move and ensure that we achieve the objective of the County Public Service Board.

That is to ensure that we have a balance in our workforce and also to ensure that our workforce is well-maintained because we are still grappling with the challenge of over employment and I believe we need someone with the experience to join hands with other members and up provide a solution to this great county of Machakos. I therefore, support the motion. Thank you, Madam Speaker.

Hon. Speaker: Thank you very much, Hon Kavyu. Hon Paul Wambua.

Hon. Paul Wambua (Kibauni, PTP): Asante Sana Mheshimiwa Spika kwa hii fursa ya kuchamgia mada hii. Kwanza ningependa Mheshimiwa Spika, utulinde sisi ambao tulikuja Bunge hii kwa mara ya kwanza kwa hii dhana kwamba wale walikuja mbele ndio wanaweza kutupa muongozo. Hii ni nyumba yako, tupee mwongozo wako mwenyewe kisheria.

Cha pili, Mheshimiwa Spika, ningependa niunge wenzangu mkono ku *support* mada hii kwamba tumpe Mheshimiwa Mutie fursa ya kujiunga na bodi yetu ya uajiri katika kaunti yetu ya Machakos. Mheshimiwa Spika, Mutie ni mtu ambaye nimefanya kazi naye kwa miaka isiyopungua tano kwenye benki ya Consolidated Bank, na baadaye akaenda katika KCB na ni mtu ambaye namjua kuwa mchapa kazi, ni mtu muhaminifu na kwamba ataisaidia bodi yetu kufanya kazi yake. Mheshimiwa Spika bila kuharibu wakati, ningependa pia mada hii uweze kuifungia mjadala halafu tusonge mbele. Asante sana.

Hon. Speaker: Hon Paul, *ku-suport ni kuunga mkono*. So when you start with English, you end with English. Thank you. Hon. Brian Kisila then we have Hon. Maeke, then Hon. Helen, Ndeti. Proceed.

Hon. Brian Kisila (Makutano/Mwala, MCCC): First of all, I like to diffuse the superiority wars which are going around here that some people are more senior than others. Politics is like a football match, when you are starting the match you are equal and after 90 minutes is when you know who wins. When he came to this Assembly, all of us were equal, and we remain equal until after five years. So let nobody try to intimidate other Members here that he is a Mother or is a Father of his House. There is no title like Mother and Father of the House and let people stop misusing words here.

Secondly, I want you to stamp your authority on Members. Some Members are pretending to be more; it is like they know more than us and they like shooting even when you have not given them permission. When I raise my hand here, I was raising my hand to actually say exactly what you said that if you will stand up with a point of order, quote the Standing Order. So let us stop this superiority wars in this Assembly and let us top intimidating Members by years you have been in this Assembly; the ultimate senior person will be the voter after five years. That is a person we should all say they are senior.

As well, I was in the Second Assembly and I saw people behaving like this; trying to make others look more inferior to others but this House has a very rich history of taming those kinds of characters. I want to support the motion, I interacted with his candidate, he comes on the corporate world and he is very articulate about the issues which we as Members of this Assembly have been asking about. I think he is the right candidate for this job. So, Madam Speaker, I support fully the motion and I urge the House to pass the nomination of his candidate. Thank you, Madam Speaker.

Hon. Speaker: Thank you very much, Hon Member. Hon Maeke.

Hon. Musyimi Maeke (Kalama, CCU): Thank you, Madam Speaker. I was consulting from Mother House even though she has categorically said that she no longer want to be identified as a Mother House. To just echo, Mheshimiwa Kisila has said, you know, there is a Kamba proverb that says; all people cannot be equal. We cannot deny the fact that they are even in the National Assembly, which sets precedent and which we learn from there, there is what we call ranking members and we must, we must accept that a ranking member will remain a ranking member and it is even, I saw when we were being sworn in Madam Speaker, we never came, all of us running.

So I am standing to support the motion and first start by congratulating the Appointments Committee. Madam Speaker, as you know, it is not all about going through papers, setting up marks; it is usually a rigorous activity that comes with a lot of responsibility. I remember one time, during sometimes few months ago, some of us were even called somewhere to ascertain whether the papers of a certain person were real and that's the point when I understood that some of the responsibilities we have even in appointment, vetting people, they just do not end there; they come with a lot of responsibility.

So it is quite well, and as it has been echoed, and as we have read through the report, is a person who will come with a lot of much-needed experience in the corporate world and we believe the appointment of Christopher will help and will give Machakos County the expertise

we need at this time, for the purposes of going ahead so I stand to support the motion. Thank you very much.

Hon. Speaker: Thank you very much. Hon Ndeti.

Hon. Helen Ndeti (Nominated, WDM-K): Thank you, Madam Speaker. I stand here to support this motion from the Appointments Committee. I have taken time to peruse the documents and I have noticed that the appointments committee followed the expected procedure by ensuring that they have ensured that whatever is required for this candidate to qualify is observed, noted, and taken care of. What I would say is that apart from the credentials and even the experience from the banking industry, I have noticed that they have found him to have integrity; integrity is very important for a person in such a position and so, I stand here to support the appointment of Christopher Mutie. Thank you.

Hon. Speaker: Thank you, Hon Member. May call upon the mover of the motion to come and reply. The mover of the motion

Hon. Stephen Mwanthi (Ekalakala, WDM-K): Thank you, Madam Speaker. Thank you Hon Members. I think Members have ventilated on the report and, Madam Speaker, according to what many Members have said is that, the nominee had prerequisite documents and qualifications to get this position. Thank you, Madam Speaker.

Hon. Speaker: Thank you, Hon Member.

(Question put and agreed to)

ADJOURNMENT

Hon. Speaker: The House of adjourns to Wednesday, 15th November, 2023 at 2.30 p.m. Thank you, Members.

The House rose at 12.06 p.m.